

Mail Stop: Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450



In re application of: **Birgit NEUDECKER et al.**
Serial No.: 10/822,074
Filed: 04/09/2004
For: **METHOD AND PREPARATION CONTAINING IDEBENONE FOR PROTECTING HUMAN SKIN**

Sir:

Transmitted herewith is a **Supplemental Information Disclosure Statement (2 pages)** with PTO-1449 (1 page) in the above-identified application.

- ☐ Small entity status under 37 C.F.R. 1.9 and 1.27 has been previously established.
☐ Applicants assert small entity status under 37 C.F.R. 1.9 and 1.27.
☒ No fee for additional claims is required.
☐ A filing fee for additional claims calculated as shown below, is required:

(Col. 1)		(Col. 2)		SMALL ENTITY		OR	LARGE ENTITY	
FOR:	REMAINING	HIGHEST		RATE	FEE		RATE	FEE
	AFTER	PREVIOUSLY	PRESENT					
	AMENDMENT	PAID FOR	EXTRA					
TOTAL CLAIMS	* Minus 20	=	0	x \$ 91	\$		x \$ 181	\$
INDEP. CLAIMS	* Minus 3	=	0	x \$ 431	\$		x \$ 861	\$
<input type="checkbox"/> FIRST PRESENTATION OF MULTIPLE DEP. CLAIM				+	\$1451		+	\$2901
				TOTAL:	\$		TOTAL:	\$

- * If the entry in Co. 1 is less than the entry in Col. 2, write "0" in Col. 3.
** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.
*** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.

- ☒ Also transmitted herewith are:
☐ Petition for extension under 37 C.F.R. 1.136
☒ Other: Copies of cited references

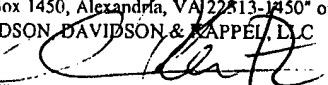
- ☐ Check(s) in the amount of \$/s/are attached to cover:
☐ Filing fee for additional claims under 37 C.F.R. 1.16
☐ Petition fee for extension under 37 C.F.R. 1.136
☐ Other:

- ☐ The Assistant Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 50-0552.

- ☐ Any filing fee under 37 C.F.R. 1.16 for the presentation of additional claims which are not paid by check submitted herewith.
☐ Any patent application processing fees under 37 C.F.R. 1.17.
☐ Any petition fees for extension under 37 C.F.R. 1.136 which are not paid by check submitted herewith, and it is hereby requested that this be a petition for an automatic extension of time under 37 CFR 1.136.


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I hereby certify that the documents referred to as attached therein and/or fee are being deposited with the United States Postal Service as "first class mail" with sufficient postage in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" on 3/24/05.
DAVIDSON, DAVIDSON & KAPPEL, LLC

BY: 
Oliver Platz



5006.1001CON

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re: Application of: Birgit NEUDECKER et al.
Serial No.: 10/822,074 Confirmation No.: 2100
Filed: 04/09/2004
For: METHOD AND PREPARATION CONTAINING
IDEBENONE FOR PROTECTING HUMAN SKIN
Examiner: (Not yet known)
Art Unit: 1616
Customer No.: 23280

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

March 24, 2005

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Sir:

In accordance with the provisions of 37 C.F.R. §1.97, Applicants hereby make of record the documents listed on the accompanying Form PTO-1449 (1 page) for consideration by the Examiner in connection with the examination of the above-identified patent application. While the references are being submitted herewith, some or all of the references may not constitute prior art under the U.S. patent laws.

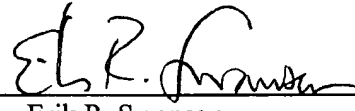
The reference cited on the accompanying PTO-1449 Form has been previously cited as an abstract in an Information Disclosure Statement on the present application.

5006.1001CON

This Information Disclosure Statement is filed under 37 C.F.R. §1.97 (b), before the mailing date of a First Office Action, therefore no fee is believed due. In the event any additional fee is due in connection with this response or if any fee has been overpaid, the deficiency or overpayment should be charged to our Deposit Account No. 50-0552.

It is respectfully requested that the references cited in the accompanying PTO-1449 form be considered and made of record. It is respectfully submitted that the pending claims are patentable over all of the references made of record at this time.

Respectfully Submitted,
DAVIDSON, DAVIDSON & KAPPEL, LLC

By: 
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FORM PTO-1449
(REV. 7-80)U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICE

ATTY DOCKET NO.

5006.1001CON

APPLICATION NO

10/822,074

LIST OF PRIOR ART CITED BY APPLICANT

(Use several sheets if necessary)

APPLICANT

Birgit NEUDECKER et al.

FILING DATE

04/09/2004

GROUP

1616

U.S. PATENT DOCUMENTS

*EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB- CLASS	FILING DATE IF APPROPRIATE
	A01						
	A02						
	A03						
	A04						
	A05						
	A06						
	A07						
	A08						
	A09						
	A10						
	A11						

FOREIGN PATENT DOCUMENTS

		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB- CLASS	TRANSLATION	
							YES	NO
	A12							
	A13							
	A14							
	A15							
	A16							
	A17							
	A18							
	A19							

OTHER REFERENCES (Including Author, Title, Date, Pertinent Pages, Etc.)

A20	Wieland, Eberhard et al., "Idebenone protects hepatic microsomes against oxygen radical-mediated damage in organ preservation solutions", Transplantation, Vol. 60, No. 5, September 15, 1995, pp. 444-451
A21	
A22	
A23	

EXAMINER

DATE CONSIDERED

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.